

AMENDED IN ASSEMBLY MAY 7, 2003

AMENDED IN ASSEMBLY APRIL 9, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1248**

---

---

**Introduced by Assembly Member Aghazarian**

February 21, 2003

---

---

An act to add Section 13167.5 to the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 1248, as amended, Aghazarian. Waste discharge requirements: public notice and comments.

Existing law, the Porter-Cologne Water Quality Control Act, requires the State Water Resources Control Board and the California regional water quality control boards to carry out various duties relating to water quality, including the issuance of waste discharge requirements and actions to enforce those requirements, including the issuance of time schedule orders; *and* cease and desist orders, and water reclamation requirements.

This bill would require the state board or the regional board, as appropriate, to provide *notice and* a period of at least 30 days for public comment prior to adopting waste discharge requirements, water reclamation requirements, or ~~those~~ *certain* described orders.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 13167.5 is added to the Water Code, to  
2 read:

3 13167.5. Notwithstanding any other provision of law, the  
4 state board or the regional board, as applicable, shall provide  
5 *notice and* a period of at least 30 days for public comment prior to  
6 the adoption of any of the following:

7 (a) Waste discharge requirements prescribed pursuant to  
8 Sections 13263 or 13377.

9 (b) Water reclamation requirements prescribed pursuant to  
10 Section 13523.

11 (c) An order issued pursuant to Section 13320.

12 (d) A cease and desist order adopted pursuant to Section 13301  
13 *that sets forth a schedule of compliance and required actions*  
14 relating to waste discharge requirements prescribed pursuant to  
15 ~~Sections 13263 and 13377.~~ *Section 13263 or 13377.*

16 (e) A time schedule order adopted pursuant to Section 13300  
17 *that sets forth a schedule of compliance and required actions*  
18 relating to waste discharge requirements prescribed pursuant to  
19 ~~Sections 13263 and 13377.~~ *Section 13263 or 13377.*

